

1 THE HONORABLE JOHN C. COUGHENOUR

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6 UNITED STATES DISTRICT COURT  
7 WESTERN DISTRICT OF WASHINGTON  
8 AT SEATTLE

9 HOANG T. NGUYEN,

CASE NO. C19-5388-JCC

10 Petitioner,

MINUTE ORDER

11 v.

12 STATE OF WASHINGTON,

13 Respondent.  
14

15 The following Minute Order is made by direction of the Court, the Honorable John C.  
16 Coughenour, United States District Judge:

17 This matter comes before the Court *sua sponte*. The Court has received information  
18 indicating that Petitioner never received a copy of Chief United States Magistrate Judge Brian A.  
19 Tsuchida's report and recommendation. (*See* Dkt. Nos. 8, 9.) As a result, Petitioner would not  
20 have had an opportunity to file objections to the report and recommendation.

21 Therefore, the Court VACATES its prior order adopting Chief Judge Tsuchida's report  
22 and recommendation (Dkt. No. 10) and its corresponding judgment (Dkt. No. 11) dismissing  
23 Petitioner's claims. Petitioner shall have until June 28, 2019 to file objections to Chief Judge  
24 Tsuchida's report and recommendation (Dkt. No. 8). The Clerk is DIRECTED to re-note Chief  
25 Judge Tsuchida's report and recommendation (Dkt. No. 8) to June 28, 2019. The Clerk is  
26 further DIRECTED to send a copy of this order to Petitioner.

1 DATED this 10th day of June 2019.

2 William M. McCool  
3 Clerk of Court

4 s/Tomas Hernandez  
5 Deputy Clerk